

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

FRANK S. WALKER, M.D.,

Plaintiff,

v.

MEMORIAL HEALTH SYSTEM OF
EAST TEXAS D/B/A CHI ST. LUKE'S
HEALTH MEMORIAL HOSPITAL
LUFKIN, DAVID BAILEY, M.D., AND
HUNT HUBER, M.D.,

Defendants.

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CAUSE NO. 2:17-cv-00066

DEFENDANTS' AMENDED NOTICE OF APPEAL

Notice is hereby given that Defendants Memorial Health System of East Texas d/b/a CHI St. Luke's Health Memorial Hospital, David Bailey, M.D., and Hunt Huber, M.D (collectively, "Lufkin Defendants") in the above-named case hereby appeal to the United States Court of Appeals for the Fifth Circuit from the Order Denying the Motion for Reconsideration and Dissolution of the Preliminary Injunction (Dkt. No. 64) entered in this action on the 20th day of June, 2017 and the Opinion Order and Memorandum granting the preliminary injunction (Dkt. No. 16) entered on the 8th day of February, 2017. The Lufkin Defendants do not appeal the portion of the June 20th Order addressing the Defendants' Motion to Dismiss for Lack of Subject Matter Jurisdiction.

Respectfully submitted,

KROGER | BURRUS

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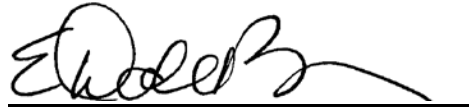
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COUNSEL FOR DEFENDANTS

CERTIFICATE OF CONFERENCE

Pursuant to the Local Rules, there are only “meet and confer” and certificate of conference requirements on certain motions. As this is a Notice, there is no meet and confer requirement.

A handwritten signature in black ink, appearing to read 'E. Dale Burrus', is written over a horizontal line.

E. Dale Burrus

CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of July, 2017, a true and correct copy of the foregoing was served on all counsel of record in accordance with the Federal Rules of Civil Procedure.

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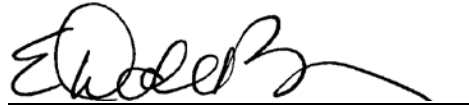
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